

FILED NOV 11 13:23 USDC-ORP

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
Portland Division

THERESA A. GRAYBEAL

3:10-CV-6387-PK

Plaintiff,

OPINION AND ORDER

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security

Defendant.

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1 - OPINION AND ORDER

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MARSH, Judge.

On November 2, 2011, Magistrate Judge Paul Papak issued a Findings and Recommendation (#18) recommending that the Commissioner's final decision that plaintiff is not disabled should be reversed and remanded to the Commissioner for further proceedings. 28 U.S.C. § 636(b)(1)(B); F.R.C.P. 72(b).

No objections to Judge Papak's Findings and Recommendation have been timely filed. This Court, therefore, is relieved of its obligation to review the record *de novo*. *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (*en banc*). Accordingly, the court has reviewed the legal principles *de novo* and finds no error. The Court, therefore, ADOPTS the Findings and Recommendation (#18), REVERSES the Commissioner's final decision, and REMANDS this matter for further proceedings as recommended by Judge Papak.

IT IS SO ORDERED.

DATED this 30 day of November, 2011.



Malcolm F. Marsh
United States District Court Judge